

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

Martha Jane Toy, individually, and as Executrix and Personal )  
Representative of the Estate of Russell B. Toy, deceased, )  
Plaintiffs, )  
v. ) C.A. No. 05-cv-1814  
Plumbers & Pipefitters Local Union No. 74 Pension Plan, )  
Trustees of Plumbers & Pipefitters Local Union No. 74 )  
Pension Plan, Health and Welfare Plan, Local 74, Welfare )  
Benefit Plan, Life Insurance Plan, Local 74, Welfare Benefit )  
Plan, Life Insurance Plan, Local 74, Insurance Plan, )  
Administrators of Pension and Welfare Plans, Trustees of )  
Plumbers & Pipefitters Local Union No. 74 Welfare Plan, Plan )  
Administrator of Pension & Welfare Plans, Insurance Plans, )  
and Health and Welfare Benefit Plan, )  
Defendants. )

**ORDER**

IT IS HEREBY ORDERED, this \_\_\_\_\_ day of \_\_\_\_\_, 2005, that the  
Defendants Motion To Dismiss the Complaint with PREJUDICE is GRANTED.

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District Court Judge